Partly cloudy and colder to-day; to-mor-

row fair; strong west and northwest winds

Highest temperature yesterday, 52; lowest, 38.

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the whole revitalized, is a bigger and better and sounder newspaper than ever before.

THE BEST IN ITS HISTORY.

The New York Herald, with all that was

best of The Sun intertwined with it, and

AGAINST CHECK-OFF: MAY HALT STRIKES

to Union Dues Temporarily Held Up.

APPEALS COURT ACTS

Counsel for Coal Workers Says Writ Virtually Broke a Legal Contract.

EXPECT MINES TO REOPEN

Hearing Granted to Union Chiefs in Chicago on November 16.

CHICAGO, Nov. 4.-Action of the United States Court of Appeals here to-day in suspending that part of the injunction issued by Judge Anderson of Indianapolis applying to the check off system until further order of the court was acclaimed to-night by officials of the United Mine Workers of America as a decided victory.

The court's action allows the holding out union dues and assessments from the coal miners' pay to be continued by the operators temporarily. An appeal hearing was granted the union for Wednesday, November 16.

Union leaders professed to see in this prepared policy. the action to-day a reopening of the entire case, and attorneys for the tine workers said to-night they would the conditions surrounding the unprove that the case had not been handled thoroughly.

The action to-day, union leaders said. ould do much to clear up the labor in the mines, and would help to hold in line men who had been quitting and with very evident emotion ex-

work without authority.

Operators, on the other hand, said they saw only a delay of the final issue. They said that it would be better to have the status of the check off system decided at once rather than delay a decision until weather, if a cessation of work

writ of injunction issued by unfortunate at this time, coming as it Judge Anderson forbade the operators to withhold from the miners' pay union dues and assessments, as the operators had agreed with the union to do. Union officials asserted that compliance by the operators with the decision of the court uld precipitate a strike, and in States where the operators have decided to follow the court's decree there have already been walkouts and mines in other States have had sporadic strikes.

Sketch of Controversy.

origin of the controversy began Coal Company, operating in Kentucky union, its officers and several coal companies and officials, charging that union wages established in the central competitive district were to be spread into West Virginia, tending to create a mo-nopoly of labor by the union and in re-straint of trade.

The union wage agreement included the check off system, by which union dues and assessments were to be collected from the miners and paid to the union by the operator.

Mr. Glasgow, in outlining the litigation, told the court that the bill charged that this check-off system was a part of the conspiracy to unionize West Virginia. The union counsel asked sufficient time of Judge Anderson, he said, to prepare

of Judge Anderson, he said, to prepare a reply to the charges.

As a part of the contract, however.

As a part of the contract, however, if: Glasgow appealed to the court to Hara. The Premier was a member of the Selyukai party or liberal element of Japan. He had risen from common life as legal. By the injunction, he said, se operators were placed in the position breaking a contract which, he said, se men would immediately resent "and y down their picks."

He was an exponent of the idea of having the civil government of Japan

of breaking a contract which, he said, the men would immediately resent "and lay down their picks."

Mr. Glasgow expressed his opinion that Judge Anderson "went too far, inasmuch as the check-off system is a part of contract.

Indiana Mines to Reopea.

Terre Haute, Nov. 4.—Resumption of work not later than Monday at Indiana coal mines that have been closed by a strike was forecast to-night by operators and union officials when, advised that the United States Court of Appeals at

SPRINGFIELD, Ill., Nov. 4 .- John L. the decision of the United States Court of Appeals in Chicago, suspending that part of Judge Anderson's injunction re-ferring to the "check off" system, said:

PITTSBURGH, Nov. 4.—Philip Murray, international vice-president of the United Mine Workers of America, said to-night that providing the operators of the Pittsburgh district agree to continue the check off system of collecting miners' dues, pending developments of the hearing granted the union by the Appellate Court at Chicago, undoubtedly the miners of District No. 5, ordered to strike at midnight November 7, would strike at midnight November 7, would

ALTOONA, Pa., Nov. 4.—The Central Pennsylvania Coal Association to-day adopted a resolution abolishing the "check-off" system. Many of the operators expressed the belief the action would result in a strike of 45,000 bituminous miners in this field.

CLEVELAND, Nov. 1.—The Pittsburgh Vein Operators' Association to-day voted to abide by the decision of United States District Judge A. B. Anderson of In-

SUSPEND INJUNCTION JAPANESE PREMIER IS STABBED TO DEATH BY DEMENTED YOUTH

Judge Anderson's Ruling as Assassin Attacks Statesman in Railroad Station in Tokio and Is Arrested, His Victim Dying an Hour Later

> ACTING PREMIERSHIP IS ASSUMED BY FOREIGN MINISTER UCHIDA

> Hara's Tragic End Will Not Upset Programme of Japan's Arms Delegation-Harding and Hughes Express Condolence-Baron Kato in Tears

> Tokio, Nov. 4 (Associated Press).—Premier Hara was fatally stabbed n the breast to-day at the railroad station in Tokio. He died an hour later in the waiting room of the station. The Premier was on his way to attend a political meeting at Kioto when he was attacked.

The assassin, who is 19 years old and demented, was arrested Viscount Yasuya Uchida, Foreign Minister, is acting as Premier

ecial Despatch to THE NEW YORK HERALD.

the attitude of the Japanese delegates

Their programme has been formulated

and whoever succeeds the Japanese

Not enough is known here concern-

fortunate event to draw any conclu-

to Japanese home sentiment

sions as to what it suggests relative

When the President was informed of

the occurrence he was deeply moved

pressed his profound sorrow. In ex-

pressing his regret over the tragedy he

told visitors at the White House to-

day not only that he was profoundly

sorry but said that every one in au

thority in the United States deplored

the outrage. He said it was especially

Hughes Calls at Embassy.

Japan the profound regret of the Ame

He sent the following message to Ambassador Warren at Tokio:

"Please call immediately on the Min

ment of the United States expressions of

suggested the possibility that the assassination might have been a protest

Charge of His Opponents.

deep sympathy and condole

Secretary of State Hughes promptly

did on the eve of the conference which

unhappy and discordant note,

New York Herald Bureau. Washington, D. C., Nov. 4.

SUES FOR 2 NIGHTS The assassination of Premier Hara, deeply as it is deplored, is not exthe armament conference, nor to alter

Plaintiff Asking \$25,000 From Premier is expected to have in mind Ship's Owners Says Roommate Dived Overboard. ing the identity of the assassin nor

LOCKED IN STATEROOM

Companion Beat Him and Caused Great Anguish, Asserts Emil Goldberg.

The notion that the life of a passener in a modern steamship approximates life in a luxurious hotel except that hotels do not foat is controverted by Emil Goldberg a plaintiff in the the Baltic American Line yesterday, in

which he asks \$25,000 recompense called at the Japanese Embassy and ex-pressed to Ambassador Shidehara of His complaint sets forth that he ook passage on board the Estonia of can Government for what had happened. 23 of this year, and at the end of the first day of the voyage repaired to the stateroom he had engaged and found a mother and her child asleep there. ister of Foreign Affairs and say to him that I am profoundly shocked and dis-He complained to the head steward carriers. tressed to learn of the Premier's assas-sination. The news of this outrage has and then the purser, and ultimately was assigned to another room. He caused a feeling of deep sorrow throughout the United States. You will say to climbed into the berth and pulled the coverlet to his chin. Then the door the Minister that I extend to him on behalf of the President and the Governwas flung open and a wild eyed man

stalked in.

The stranger, according to Goldberg, ocked the door and put the key in his pocket, smiled blandly and produced a formidable knife. Explaining to Gold-berg that the police were after him, he looked at Goldberg and seemed to make Japanese politics. Reports that the up his mind about something. Presently assassin was a Corean student received he and Goldberg were rolling about the stateroom floor, the stranger heating a tattoo on Goldberg's skull with the handle of the knife and occasionally inserting the point of it into his flesh. Ul-timately the lock on the door gave way, and Godberg rolled into the corridor and Goldberg insists that he received no aid or comfort that night beyond a general assurance that he must be mistaken about his roommate. At all events he about his roommate. At all events he slept in the ship bar. On the following night he went back again to the state-room which he and the maniac shared in common. He found his roommate to be in a state of vivacity which left his behavior of the preceding night pale and only vaguely interesting. By morning, after the madman had worked his will, Goldberg had lost teeth as well as sleep. Hunting up a ship's officer as soon as he could crawl, he insisted that he and his roommate be separated and for good.

SHIP BOARD ENTERS ON ORIGINAL DUTIES ABANDONED FOR WAR

Organization Never Has Functioned as Originally Was Intended.

NOW UNDER JONES ACT

Details of Fleet Corporation Are Turned Over to New Officials.

LASKER FINANCIAL HEAD

Various Bureaus Will Be in Close Contact With I. C. Commission.

New York Herald Bureau. Washington, D. C., Nov. 4.

The Shipping Board has completed mit it to function in accordance with the Jones act. Several changes have assistants have found evidence of with Hylan acting as his dummy. He

Board has been able to do the work it tion of women "floaters" was widely was organized to do. It had barely prevalent. Mr. Wolf stated that ware organized when America entered the world war. Immediately it ment, and Congress created and turned several hundred in the Second. Many over to the Emergency Fleet Corfairs of the Fleet Corporation has oc- registrants could not be found. Fre-

By turning over the details of the Fleet Corporation to a new set of officers the board opened the way for its own der the new arrangement Chairman will be ex officio men ber of each bureau and act as liaison officer between the board and the Fleet Corporation, over whose activities the board retains actual

mer will be foint heads of the Bureau of Effect and will handle all matters relating to traffic and the trade routes. They will also have charge all questions of discrimination. They tives of the Interstate Commerce Com mission in perfecting a better arrange ment of rail rates for American borne

Commissioner T. V. O'Connor will have charge of the Bureau of Operations. He will study the relative cost of operation of American and foreign ships, particularly in regard to labor costs. His work will also cover industrial relations with recard to marine and dock labor, and in compliance with Section 8 of the Jones act he will make studies of port, pier and terminal fa-

cilities.

The Bureau of Construction will be under Commissioner W. S. Benson. His duty will be to study relative cost of shipbuilding at home and abroad, particularly of the mst efficient types. He will pass upon transfers of American vessels to foreign ownership or registry and edminister the construction loan fund authorized by paragraph 11 of the Jones act, which fund has not yet come into existence. He will pass on dealgns of

omissioner Chamberlain will have

U. S. LINE TO DROP GERMAN CONTRACT

Will Not Renew Agreement for Ship Operation.

The contract between the North Ger The contract between the North German Licyd Steamship Line and the United States Mall Steamship Company will not be renewed by the United States Shipping Board and the United States Line, which is operating the ships of the Mall company on behalf of the board.

This was learned yesterday after a conference in the offices of the board between Chairman Lasker and the operators of the United States Line.

The ships already being operated by this line, however, will continue to run

THE NEW YORK HERALD

TELEPHONE CHELSEA 4000

American Birth Rate Increases 7.6 Per Cent.

WASHINGTON, Nov. 4.—Births recorded in the "birth reg-istration area" during 1920 totalled 1,508,874, the Public Health Service announced to-day, exceed-ing deaths by 672,720. The birth rate showed a relative increase of

7.6 per cent. over 1919.

The registration area now includes twenty-three States, comprising 58 per cent. of the national

WOMEN FLOATERS NEW VOTING MENACE

Seekers for Election Frauds Find Suffragists Intrude on Men's Preserves.

MANY CASES ON EAST SIDE

300 to 400 Illegal Registrations Found in Fourth Assembly District.

yesterday announced that he and his as the "real Mayor of New York. ing sections of the lower East Side. issue of this city is whether the peo He said that illegal registrations in The adoption of the plan marks the large numbers have been found in rst occasion on which the Shipping other districts also, and the registrarants will be issued at once.

The deputy estimated that there are between 300 and 400 illegal registrants Hearst tried twice to become Mayor build merchant ships for the Govern- in the Fourth Assembly district and subpœnas, he said, have been returned by the police unserved because the cupied almost the entire time of the quently, he explained, the police reboard members who have come and ported that registrants were unknown registered.

> in the Fourth district, Mr. Wolf said. ers registered from his house. Another householder, from whose house a woman was registered, admitted that he had no woman boarder. Eight boarders were registered from two flats of five rooms each which were occupied each by families consisting of man and wife and several children

In the Eleventh Election district of the Tenth Assembly district, Mr. Wolf said, he found that a woman who regstered from a certain house had not him." But Mr. Curran said: "My dis-

istered from a certain house had not lived there for a year.

A householder of the Fourth Assembly district, according to Mr. Wolf, admitted that five persons who had not lived at his house for more than a year had been registered from it "as a favor to somebody."

A householder in the Third Assembly district, from whose address six boarders were registered, could account for Eighty-sixth street and Third avenue.

nly four

landt Johnson, Deputy Attorney-General.

SPANISH DUEL VICTOR MUST LEAVE MADRID

Banishment for Barrera and Indemnity Are Confirmed.

of Madrid to-day confirmed the recent court-martial sentence of four years' banishment of Capt. Alfonso Barrera for the killing of Col. Carlos Castro Girona in a duel last June. In addition Capt. Barrera must pay 1,000 pesetas as an indemnity to the family of Col.

on October 28, provided that Capt.
Barrera be not allowed to live within
fifty kilometers of Madrid or El Aralsh,
Spanish Morocco. The sentence also
suspended him from the army during

HARDING COMPLIMENTS WAR'S GREATEST HERO 'Belleview Scrapper' Also In-

Continued on Page Two.

HALF NORMAL MILK SUPPLY IS DELIVERED; AS A DUMMY MAYOR' RIOTING ON INCREASE AND TOOL OF HEARST

Police Warn Strikers Violence Means Prison

warned the men against violence.

"The police are neutral," he said. "They have their opinions and sym-

pathies, but they must protect property and prevent crime. Re-

during the B. R. T. strike eight young men stoned a railroad train.

They now are in Sing Sing Prison. "There are about 11,000 strikers

and there are about 11,000 polic

POLICE BATTLE WITH

STRIKERS; ARREST 15

Entrenched Gang Rains Stones

on Milk Wagons; Shots

Follow Defiance.

TWO MEN HELD FOR RIOT

Ninety Bottles Hurled Into

Grocer's Window-Crowds

Cheers Jail Sentences.

The first pitched battle between

prisoners being held without bail for

Borden's Farm Products Company, at

942 De Kalb averue. A policeman

was guarding each one. Just as the

wagons rounded the corner of Kos-

stones and bricks rained upon them

The drivers ducked under the seats

running

wagon.

but the policemen stood out on the

'Go ahead and shoot," was the strik

mber that if you commit violence you lose your chance to go back on the job. And also remember that

Curran Evokes Cheers by Attack on City Adminis-IFTY striking drivers were called into the Ralph avenue tration and Editor. police station, Brooklyn, yes-terday by Capt. David Kane, who

MAKES SIX SPEECHES

HYLAN IS ASSAILED

Says Home Rule Issue Is Whether or Not City Shall Be Run by 'Californian.'

TALKS IN HOME DISTRICT

Coalition Candidate Receives Big Ovation From League of Women Voters.

Manhattan, Henry H. Curran, coall-Alexander Wolf, Special Deputy At- tion candidate for Mayor, carried his torney-General, who is investigating fight last night straight to William alleged frauds in election registrations, Randolph Hearst, whom he described seen made in the distribution of duties wholesale colonization in the Second evoked whirlwinds of applause when among the commissioners since the and Fourth Assembly districts, adjoin- he declared that the real home rule ple who live in New York shall rule it or it shall be run at the whim and order of a California millionaire comin order to escape "the political muc of his poison papers."

Mr. Curran told the story of how striking milk drivers and the police of New York at the polls in 1905 and 1909, but was rejected, and how he ner avenue and Kosciusko street finally succeeded in reaching his goal Brooklyn, when three route wagons. n 1917 in the person of John F. starting out to peddle milk, were set He then quoted former Governor Al-

fred E. Smith, idol of Hearst's papers drivers, entrenched in a building exuntil their owner found that the Gov-ernor of New York would not "grovel showered stones and bricks at the at his feet," to show the price a public wagons. They were not beaten off on the streets of the city. Only fifty vesterday and twenty-five householders official must pay to hold Hearst for

"That price," said Mr. Curran, quoting Governor Smith, "is subserviency to the California boss 'that carries a man to the very point of humilia Hylan has been willing to pay that price and Hearst is supporting him

For 100 Per Cent. Victory.

Mr. Curran's first speech last night managers, being practical men, said: "Why waste time on his own Nothing can take that from trict has got to go on the list." And it did. He spoke at the Tenth Assembly District Republican Club, 8 East Twenty-eighth street, to a crowd that went wild with enthusiasm. They promised him a 100 per cent. victory for

Many persons registered from business addresses, Mr. Wolf said, not a few such registering in Manhattan while they actually reside in Brooklyn.

Mr. Wolf is being assisted by Cortschool 178, 162d street and Amsterdam At Liberty Hall, in 138th street, be-tween Lenox and Seventh avenues, Mr. Curran addressed a large negro audi-

Perhaps the most enthusiastic audience of the evening—and it bore out the recent prediction of Richard Croker, formerly boss of Tammany Hall, that the women voters would support Mr. Curran—was at Ebling Casino, 156th street reserves and loaded into the patrol reserves, will not take on any merly boss of Tammany Hall, that the women voters would support Mr. Cur-ran—was at Ebling Casino, 156th street and St. Ann's avenue, The Bronx. There Voters of how the "slimy trail of Hearst leads through the city government" and aroused tremendous approval of his pledge to end his regime in the Mayor's chair. He characterized Hearst as "the Girons.

The court-martial sentence, rendered government of New York city."

Obeying Orders of Hearst.

Mr. Curran declared that Hylan is obeying Hearst's orders in refusing to tell the people who called Mr. MacFarhouse for having attacked a milk driver house for having attacked a milk driver early Wednesday at Eighth avenue and early that Hylan has dodged every question Twenty-fourth street. Seven of the pris-distributed yesterday between 65 an asked of him in this campaign. He de-

"In demanding that you allow Hearst to entoy four years more in the City Hall Hylan pretends to favor home rule. The facts of the case are that under Hylan New York has about as much chance for home rule as Cuba had before 1838. City department heads obey the commands from City Hall. With Hylan there it is Boss Hearst who rules from

Strike Broken, Companies Say, Promising Old Conditions Wednesday.

TWO-THIRDS FORCE ON

Strikers Receive Offers to Return to Duty; Call Hurry Meeting.

COPELAND PRAISES WORK

More Milk Stations Opened; Trucks to Sell in Streets: Price Cut Promised.

With milk distribution well in exess of 50 per cent, of normal in the city yesterday and a greater volume promised for to-day it was conceded est night that the crisis in the milk distributers announced they had re cruited two-thirds of their working forces and, in a spirit of victory, extended an invitation to the striking drivers to return to work as indi viduals, not as members of the Milk Drivers Union.

Orders went out late last night rom union strike headquarters, 318 West Forty-second street, for an im committee. George W. Briggs, gen eral auditor and receiver for the Milk Drivers Union, Local 485, issued the order, but would not explain its ob ject or say where the meeting was to be held.

The fourth day of the strike, the most violent from the strikers' side intil the policemen had fired more went out, but they made their dethan thirty shots. Two policemen liveries without incident, although were injured slightly in the battle and manned by men employed since the fifteen arrests were made, two of the walkout. Truck after truck hauled milk from the terminals throughout the day until, it was stated, more The wagons, bound for the Bedford than 1,500,600 quarts had been lodge ection, had just left the plant of the at the pasteurization stations. The dealers promised that, with sufficient police protection, they would have nearly all their wagons back on the old routes by next Wednesday. That service could be reestablished Tuesday, they said, were it not that on election day all the police are sta

tioned at election booths. Give Strikers a Chance.

"Stop throwing or we'll shoot," the Dr. Royal S. Copeland, Health Com missioner, conceded the distributers had met his demards and that there His praise of the dealers' accomplish-And the policemen did. The shots ments was interpreted as an acknowlwere heard in Beth Moses Hospital, a edgment on the part of the city auof the Gates avenue station arrived with the police reserves to find the three po-licemen still battling the entrenched and promised the public would share strikers. Two of the policemen, Harold in their victory, through a reduction Kearns and Frank Conklin, had been hit at the earliest possible moment in the

Two of the strikers, William more men," a statement issued last Joos of 1820 George street, Ridgewood, and John Eichler of 154 South Third street, Brooklyn, were charged with rioting. Magistrate McClosky said in hold-strikers many of whom have been in ing them without bail that the lawiess- strikers, many of whom have been in ness resulting from the milk strike must their employ for many years, a chance stop. Kearns and Conklin, the injured to return to work. The men taken on policemen, were attended by an am- since the strike have been hired for bulance surgeon.

A crowd that filled Jefferson Market permanent service. Only a negligible number of strikers have returned to Court broke into cheers that lasted for five minutes when Magistrate William A. work up to the present.

The dealers contended that they had

nsked of him in this campaign. He described the parade which will leave the city Hall on January I, with Hearst leading and Hirshfield at the tail end of the retiring administration. Mr. Curran said in part:

Twenty to fifteen days each.

Morris Finando, a dairyman of 159 the lowest amount on which the city way back to his store with a load of could get along without the strike becoming a menace to public health. Bordens Farm Products Company and

first three days. The crowds at the arge depots were not so numerous, as the increased distribution in many instances brought the milk to the neighborhood grocery store.

Nords, it would take one-third of the entire police force to man the wasons. Figures compiled by the milk board showed that six members had almost met their normal distribution during the

The maniles, he declares, and more than the promote control of the board. The maniles is a promote that the promote and aimed to Propose aimed to Propose aimed to Propose and aimed to Propose aimed to It has been charged by his political opponents in Japan that the Premier was prepared to make liberal concessions to the United States and other Powers and aimed to represent to the world that Japan was not insistent upon an imperjulistic policy.